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## Subject:

## SUPPLY AND DELIVERY OF AIRSTACK CHILLER SPARE PARTS

The U.S. Embassy of Manila invites you to submit for the supply and delivery of airstack chiller spare parts

#		Description	Qty	Unit
1	NPT prod	c flow switch, 24VAC/DC relay output, stainless steel, 1/2" ess connection, 5 pin micro DC connector, programmable tchpoint (1060 cm/sec), IFM Efector part # SC0505	15.00	each
2	input: 4	frequency drive, SCM series, 3HP, 2.2KW, SM01 manual, 00/480V, 50-60Hz, 3 phase, current: 6.4/5.4A, output: 0-V, 0-240Hz, 3 phase, current: 5.8/4.8A, AC Tech SM430 or approved equal	5.00	each
3	Pres	sure transmitter, 0-10 psid, 4-20mA, 24 VDC, Setra PN 2301010P02F11B or approved equal	2.00	each
4	Different	al pressure transducer, 0-25 psid, 24VDC, output: 4-20mA, Setra PN 2301025PD2F11B or approved equal	2.00	each
5		pressure switch, manual CO 410 psi, 6 amps, 220VAC, Johnson Controls P100DA-13 or approved equal	6.00	each
6	Low	pressure transducer, 0-25 bar, output: 4-20mA, Carel SPK2500000 or approved equal	6.00	each
7	High	pressure transducer, 0-30 bar, output: 4-20mA, Carel SPK3000000 or approved equal	6.00	each
8	Progra	mmable thermostat, Honeywell model # RTH6350D or approved equal	1.00	éach
9	pCO2 F	rogrammable contoller, Carel PCO200ASO or approved equal	3.00	each
10		Delivery to Kent, Wa 98031	1.00	lot

Document Summary:

For equivalent item: Vendor to provide specification sheet with certification markings (UL listed, CE, etc.) for review and approval.

Price offer shall be firm fixed-price, VAT exempt. The U.S. Government is exempt from paying the ad valorem/specific tax, customs and duties imposed by the Philippine Government under Section 106(a) and 109 of the Tax Code of 1997, respectively. Thus, price(s) shall be billed to the U.S. Government net of ad valorem tax, value added tax, customs and duties. Payment shall be made via Electronic Fund Transfer (EFT) within 30 days from receipt of the items ordered and the original copy of invoice. The Direct Deposit Sign Up Form for EFT payment will be provided to the vendor upon award. All items should be delivered to US Embassy Manila Seafront Compound, Pasay City. See attached document for further remarks, including applicable clauses.

Remarks:

The RFQ is valid until 2:00 PM Manila time, March 16, 2020.

Instructions:

You may submit your firm fixed price (Exclusive of VAT) through e-mail to JacintoMW@state.gov or send through fax at +632 548-6762. For further queries, please get in touch with Mary Joyce W. Jacinto at 301-2000 x 2713.

NOTE: All actions which are over \$30K, prospective vendors must be registered within the Central Contractor Registration (CCR) which is now under System for Award Management (SAM). Refer to site for details on the registration process: <a href="http://pd.statebuy.state.gov/content.asp?content\_id=62&menu\_id=60">http://pd.statebuy.state.gov/content.asp?content\_id=62&menu\_id=60</a> (please see attachment)

### CLAUSES FOR PURCHASE ORDERS AND BLANKET PURCHASE AGREEMENTS AWARDED BY OVERSEAS CONTRACTING ACTIVITIES (Current thru FAC 2019-03, dated 05/06/2019)

#### **COMMERCIAL ITEMS**

# FAR 52.252-2 Clauses Incorporated By Reference (FEB 1998)

This purchase order or BPA incorporates the following clauses by reference, with the same force and effect as if they were given in full text. Upon request, the Contracting Officer will make their full text available. Also, the full text of a clause may be accessed electronically at this address: <a href="https://www.acquisition.gov/far">https://www.acquisition.gov/far</a>

DOSAR clauses may be accessed at: <a href="http://www.statebuy.state.gov/dosar/dosartoc.htm">http://www.statebuy.state.gov/dosar/dosartoc.htm</a>

# FEDERAL ACQUISITION REGULATION (48 CFR Chapter 1) CLAUSES

NUMBER	TITLE	DATE
52.204-7	SYSTEM FOR AWARD MANAGEMENT	OCT 2018
52.204-9	Personal Identity Verification of Contractor Personnel (if contractor requires physical access to a federally-controlled facility or access to a Federal information system)	JAN 2011
52.204-13	SYSTEM FOR AWARD MANAGEMENT MAINTENANCE	OCT 2018
52.204-18	COMMERCIAL AND GOVERNMENT ENTITY CODE MAINTENANCE	JUL 2016
52.212-4	Contract Terms and Conditions – Commercial Items (Alternate I (MAY 2014) of 52.212-4 applies if the order is time-and-materials or labor-hour)	OCT 2018
52.225-19	Contractor Personnel in a Diplomatic or Consular Mission Outside the United States (applies to services at danger pay posts only)	MAR 2008
52.227-19	Commercial Computer Software License (if order is for software)	DEC 2007
52.228-3	Workers <sup>†</sup> Compensation Insurance (Defense Base Act) (if order is for services and contractor employees are covered by Defense Base Act insurance)	JUL 2014
52.228-4	Workers' Compensation and War-Hazard Insurance (if order is for services and contractor employees are <u>not</u> covered by Defense Base Act insurance)	APR 1984

(8) 52.209-6, Protecting the Government's Interest When Subcontracting with Contractors Debarred, Suspended, or Proposed for Debarment. (Oct 2015) (31 U.S.C. 6101 note). (9) <u>52.209-9</u>, Updates of Publicly Available Information Regarding Responsibility Matters (Oct 2018) (41 U.S.C. 2313). X (10) [Reserved]. (11) (i) 52.219-3, Notice of HUBZone Set-Aside or Sole-Source Award (Nov 2011) (15 U.S.C.657a). (ii) Alternate I (Nov 2011) of 52.219-3. (12) 52.219-4, Notice of Price Evaluation Preference for HUBZone Small Business Concerns (Oct 2014) (if the offeror elects to waive the preference, it shall so indicate in its offer) (15 U.S.C. 657a). (ii) Alternate I (Jan 2011) of 52.219-4. (13) [Reserved] (14) (i) 52.219-6, Notice of Total Small Business Set-Aside (Nov 2011) (15 U.S.C.644). (ii) Alternate I (Nov 2011). (iii) Alternate II (Nov 2011). (15) (i) 52.219-7, Notice of Partial Small Business Set-Aside (June 2003) (15 U.S.C. 644). \_(ii) Alternate I (Oct 1995) of 52.219-7. \_(iii) Alternate II (Mar 2004) of 52.219-7. (16) 52.219-8, Utilization of Small Business Concerns (Oct 2018) (15 U.S.C. 637(d)(2) and (3)).(17) (i) 52.219-9, Small Business Subcontracting Plan (Aug 2018) (15 U.S.C. 637(d)(4)) \_(ii) Alternate I (Jan 2017) of 52.219-9. (iii) Alternate II (Nov 2016) of 52.219-9. \_(iv) Alternate III (Nov 2016) of 52.219-9. \_(v) Alternate IV (Aug 2018) of 52.219-9 \_ (18) <u>52.219-13</u>, Notice of Set-Aside of Orders (Nov 2011) (15 U.S.C. 644(r)). (19) 52.219-14, Limitations on Subcontracting (Jan 2017) (15 U.S.C.637(a)(14)). (20) <u>52.219-16</u>, Liquidated Damages-Subcontracting Plan (Jan 1999) (15 U.S.C. 637(d)(4)(F)(i)). (21) 52.219-27, Notice of Service-Disabled Veteran-Owned Small Business Set-Aside (Nov 2011) (15 U.S.C. 657f). (22) 52.219-28, Post Award Small Business Program Rerepresentation

(Jul 2013) (15 U.S.C. 632(a)(2)).

- \_ (40) <u>52.223-15</u>, Energy Efficiency in Energy-Consuming Products (*Dec 2007*) (42 U.S.C. 8259b).
- \_ (41) <u>52.223-16</u>, Acquisition of EPEAT®-Registered Personal Computer Products (*Oct* 2015) (E.O.s 13423 and 13514).
  - (ii) Alternate I (Jun 2014) of 52.223-16.
- $\underline{X}$  (42) 52.223-18, Encouraging Contractor Policies to Ban Text Messaging While Driving (Aug 2011) (E.O. 13513).
- \_ (43) <u>52.223-20</u>, Aerosols (Jun 2016) (E.O. 13693).
- \_ (44) <u>52.223-21</u>, Foams (*Jun* 2016) (E.O. 13693).
- \_ (45) <u>52.224-3</u> Privacy Training (*Jan* 2017) (5 U.S.C. 552 a). Alternate I (*Jan* 2017) of 52.224-3.
- (46) 52.225-1, Buy American-Supplies (May 2014) (41 U.S.C. chapter 83).
- \_ (47) (i) <u>52.225-3</u>, Buy American-Free Trade Agreements-Israeli Trade Act (*May* 2014)
- (41 U.S.C. chapter \$3, 19 U.S.C. 3301 note, 19 U.S.C. 2112 note, 19 U.S.C. 3805 note, 19 U.S.C. 4001 note, Pub. L. 103-182, 108-77, 108-78, 108-286, 108-302, 109-53, 109-169, 109-283, 110-138, 112-41, 112-42, and 112-43.
- \_ (ii) Alternate I (May 2014) of <u>52.225-3</u>.
- \_ (iii) Alternate II (May 2014) of 52.225-3.
- \_ (iv) Alternate III (May 2014) of <u>52.225-3</u>.
- \_ (48) <u>52.225-5</u>, Trade Agreements (*Aug 2018*) (<u>19 U.S.C. 2501</u>, et seq., <u>19 U.S.C. 3301</u>note).
- $\underline{X}$  (49)  $\underline{52.225-13}$ , Restrictions on Certain Foreign Purchases (*June* 2008) (E.O.'s, proclamations, and statutes administered by the Office of Foreign Assets Control of the Department of the Treasury).
- \_ (50) <u>52.225-26</u>, Contractors Performing Private Security Functions Outside the United States (*Oct* 2016) (Section 862, as amended, of the National Defense Authorization Act for Fiscal Year 2008; 10 U.S.C. 2302 Note).
- \_ (51) <u>52.226-4</u>, Notice of Disaster or Emergency Area Set-Aside (*Nov* 2007) (42 U.S.C. 5150).
- \_ (52) <u>52.226-5</u>, Restrictions on Subcontracting Outside Disaster or Emergency Area (*Nov* 2007) (<u>42 U.S.C. 5150</u>).
- $\underline{X}$  (53) 52.232-29, Terms for Financing of Purchases of Commercial Items (Feb 2002) (41 U.S.C.4505, 10 U.S.C.2307(f)).
- \_ (54) <u>52.232-30</u>, Installment Payments for Commercial Items (*Jan* 2017) (41 U.S.C.4505, 10 U.S.C.2307(f)).
- X (55) 52.232-33, Payment by Electronic Funds Transfer-System for Award Management (Oct 2018) (31 U.S.C. 3332).
- \_ (56) <u>52.232-34</u>, Payment by Electronic Funds Transfer-Other than System for Award Management (*Jul* 2013) (<u>31 U.S.C.3332</u>).
- \_(57) <u>52.232-36</u>, Payment by Third Party (May 2014) (<u>31 U.S.C.3332</u>).

- (1) The Comptroller General of the United States, or an authorized representative of the Comptroller General, shall have access to and right to examine any of the Contractor's directly pertinent records involving transactions related to this contract.
- (2) The Contractor shall make available at its offices at all reasonable times the records, materials, and other evidence for examination, audit, or reproduction, until 3 years after final payment under this contract or for any shorter period specified in FAR subpart 4.7, Contractor Records Retention, of the other clauses of this contract. If this contract is completely or partially terminated, the records relating to the work terminated shall be made available for 3 years after any resulting final termination settlement. Records relating to appeals under the disputes clause or to litigation or the settlement of claims arising under or relating to this contract shall be made available until such appeals, litigation, or claims are finally resolved.
- (3) As used in this clause, records include books, documents, accounting procedures and practices, and other data, regardless of type and regardless of form. This does not require the Contractor to create or maintain any record that the Contractor does not maintain in the ordinary course of business or pursuant to a provision of law.
- (e) (1) Notwithstanding the requirements of the clauses in paragraphs (a), (b), (c), and (d) of this clause, the Contractor is not required to flow down any FAR clause, other than those in this paragraph (e)(1) in a subcontract for commercial items. Unless otherwise indicated below, the extent of the flow down shall be as required by the clause-
- (i) <u>52.203-13</u>, Contractor Code of Business Ethics and Conduct (*Oct* 2015) (<u>41 U.S.C. 3509</u>).
- (ii) <u>52.203-19</u>, Prohibition on Requiring Certain Internal Confidentiality Agreements or Statements (Jan 2017) (section 743 of Division E, Title VII, of the Consolidated and Further Continuing Appropriations Act, 2015 (Pub. L. 113-235) and its successor provisions in subsequent appropriations acts (and as extended in continuing resolutions)).
- (iii) <u>52.204-23</u>, Prohibition on Contracting for Hardware, Software, and Services Developed or Provided by Kaspersky Lab and Other Covered Entities (*Jul* 2018) (Section 1634 of Pub. L. 115-91).
- (iv) 52.219-8, Utilization of Small Business Concerns (*Oct* 2018) (15 U.S.C.637(d)(2) and (3)), in all subcontracts that offer further subcontracting opportunities. If the subcontract (except subcontracts to small business concerns) exceeds \$700,000 (\$1.5 million for construction of any public facility), the subcontractor must include 52.219-8 in lower tier subcontracts that offer subcontracting opportunities.
- (v) <u>52.222-17</u>, Nondisplacement of Qualified Workers (*May* 2014) (E.O. 13495). Flow down required in accordance with paragraph (l) of FAR clause <u>52.222-17</u>.

(2) While not required, the Contractor may include in its subcontracts for commercial items a minimal number of additional clauses necessary to satisfy its contractual obligations.

(End of clause)

# DEPARTMENT OF STATE ACQUISITION REGULATION (48 CFR Chapter 6) CLAUSES

NUMBER	TITLE	DATE
652.225-71	Section 8(a) of the Export Administration Act of 1979,	AUG 1999
	As Amended (if order exceeds simplified acquisition	
	threshold)	:
652.229-70	Excise Tax Exemption Statement for Contractors Within	JUL 1988
	the United States (for supplies to be delivered to an	:
	overseas post)	
652.229-71	Personal Property Disposition at Posts Abroad	AUG 1999
652.237-72	Observance of Legal Holidays and Administrative Leave	APR 2004
	(for services where performance will be on-site in a	
	Department of State facility)	
652.239-71	Security Requirements for Unclassified Information	SEP 2007
	Technology Resources (for orders that include	
	information technology resources or services in which	
	the contractor will have physical or electronic access to	
	Department information that directly supports the	
	mission of the Department)	:
652.242-70	Contracting Officer's Representative (if a COR will be	AUG 1999
·	named for the order) Fill-in for paragraph b: "The COR	
	is FAC Chief Engineer, Mr. Bernardo Dela Cruz"	:
652.242-71	Notice of Shipments	JUL 1988
652,242-73	Authorization and Performance	AUG 1999
652.243-70	Notices	AUG 1999
652.247-71	Shipping Instruction	FEB 2015

The following clause is provided in full text, and is applicable for orders for services that will require contractor employees to perform on-site at a DOS location and/or that require contractor employees to have access to DOS information systems:

# 652,204-70 Department of State Personal Identification Card Issuance Procedures (MAY 2011)

(a) The Contractor shall comply with the Department of State (DOS) Personal Identification Card Issuance Procedures for all employees performing under this contract who require frequent and continuing access to DOS facilities, or information systems. The Contractor shall insert this